

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

NORMAN GERALD DANIELS III,

Plaintiff,

vs.

STU SHERMAN, et al.,

Defendants

No. 1:19-cv-01801-AWI-GSA-PC

ORDER ADOPTING FINDINGS AND  
RECOMMENDATIONS IN FULL

(Doc. No. 53.)

ORDER DISMISSING THIS CASE, WITH  
PREJUDICE, FOR FAILURE TO STATE A  
CLAIM

(Doc. No. 51.)

ORDER FOR CLERK TO CLOSE CASE

Plaintiff is a state prisoner proceeding *pro se* with this civil rights action pursuant to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On March 24, 2022, findings and recommendations were entered, recommending that this case be dismissed based on plaintiff's failure to state a claim upon which relief may be granted under § 1983. (Doc. No. 53.) On May 18, 2022, plaintiff filed objections to the findings and recommendations. (Doc. No. 58.)

1 In accordance with the provisions of 28 U.S.C. § 636 (b)(1)(B) and Local Rule 304, this  
2 court has conducted a *de novo* review of this case. Having carefully reviewed the entire file,  
3 including plaintiff's objections, the court finds the findings and recommendations to be supported  
4 by the record and proper analysis.

5 Accordingly,

- 6 1. The findings and recommendations issued by the magistrate judge on March 24,  
7 2022, are adopted in full;
- 8 2. This action is dismissed, with prejudice, based on plaintiff's failure to state a claim  
9 upon which relief may be granted under § 1983; and
- 10 3. The Clerk of Court is directed to close this case.

11 IT IS SO ORDERED.

12 Dated: September 27, 2022

13   
14 SENIOR DISTRICT JUDGE